

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
CHARLESTON DIVISION**

IN RE: ETHICON, INC.,  
PELVIC REPAIR SYSTEMS  
PRODUCTS LIABILITY LITIGATION

MDL NO. 2327

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THIS DOCUMENT RELATES TO THE CIVIL ACTION NOS. LISTED ON THE ATTACHED EXHIBITS:

**JOINT MOTION TO DISMISS DEFENDANT  
AMERICAN MEDICAL SYSTEMS, INC. WITHOUT PREJUDICE**

Plaintiffs in the cases listed on the attached Exhibits A-H and defendant American Medical Systems, Inc. (“AMS”) advise the Court that they have compromised and settled all claims between them in these actions, including all counterclaims, cross-claims and third party claims. Accordingly, Plaintiffs and AMS jointly move the court to dismiss AMS as a defendant in these actions without prejudice, and terminate AMS from the docket in the actions, parties to bear their own costs. Other defendants remain in these actions, and plaintiffs will continue to pursue these actions against them.

Respectfully:

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Dated: Marc 13, 2017

**EXHIBIT A – ANDRUS WAGSTAFF**

<b>CIVIL ACTION NUMBER</b> (listed numerically in ascending order)	<b>CASE NAME</b>
2:14-CV-16183	Marites Bautista v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

**EXHIBIT B – DISCEPOLO**

<b>CIVIL ACTION NUMBER</b> (listed numerically in ascending order)	<b>CASE NAME</b>
2:13-CV-17162	Georgia Taylor, David Taylor v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

**EXHIBIT C – HEYGOOD ORR & PEARSON**

<b>CIVIL ACTION NUMBER</b> (listed numerically in ascending order)	<b>CASE NAME</b>
2:14-CV-00151	Cheryl Dean, Carl Dean v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

**EXHIBIT D – JOHNSON BECKER**

<b>CIVIL ACTION NUMBER</b> (listed numerically in ascending order)	<b>CASE NAME</b>
2:13-CV-25063	Karen Morris, Ben Morris v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

**EXHIBIT E – LANIER LAW FIRM**

<b>CIVIL ACTION NUMBER</b> (listed numerically in ascending order)	<b>CASE NAME</b>
2:13-CV-13894	Concetta Moslow, William M. Moslow, Sr. v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

**EXHIBIT F – MOTLEY RICE**

<b>CIVIL ACTION NUMBER</b> (listed numerically in ascending order)	<b>CASE NAME</b>
2:12-CV-02182	Santa Howell v. Johnson & Johnson, Ethicon, Inc., American Medical Systems, Inc.
2:13-CV-03915	Deborah Lynn Rivas v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:13-CV-23910	Darylyn Lee Bragg Lucas v. Ethicon Inc., Johnson & Johnson, American Medical Systems, Inc.

**EXHIBIT G – PARKER WAICHMAN**

<b>CIVIL ACTION NUMBER</b> (listed numerically in ascending order)	<b>CASE NAME</b>
2:12-CV-03675	Karen Fuller v. Ethicon, Inc., Johnson & Johnson, Boston Scientific Corporation, American Medical Systems, Inc.

**EXHIBIT H – SIMMONS HANLY CONROY**

<b>CIVIL ACTION NUMBER</b> (listed numerically in ascending order)	<b>CASE NAME</b>
2:14-CV-18608	Gloria Warren v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

**CERTIFICATE OF SERVICE**

I hereby certify that on March 13, 2017, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the CM/ECF participants registered to receive service in these member cases.

/s/ Barbara R. Binis

Barbara R. Binis